

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

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In re	: Chapter 11
KAISER GYPSUM COMPANY, INC., <i>et al.</i> , ¹	: Case No. 16-31602 (JCW)
Debtors.	: (Jointly Administered)
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KAISER GYPSUM COMPANY, INC., and	:
HANSON PERMANENTE CEMENT, INC.,	:
Plaintiffs,	:
v.	: Adv. Pro. No. 16-03313 (JCW)
THOSE PARTIES LISTED ON	:
APPENDIX A TO COMPLAINT and JOHN	:
and JANE DOES 1-1000,	:
Defendants.	:
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**NOTICE OF PROPOSED AGENDA OF
MATTERS SCHEDULED FOR HEARING ON
TUESDAY, JULY 31, 2018, AT 9:30 A.M.**

CONTINUED MATTERS

1. First State Companies' Renewed Motion to Dismiss [Docket No. 919].
 - a. Related Pleadings:
 - i. *Memorandum of Law in Support of the First State Companies' Renewed Motion to Dismiss* [Docket No. 920]
 - ii. *Joinder by Allstate Insurance Company to Frist State Companies' Renewed Motion to Dismiss and Memorandum in Support Thereof* [Docket No. 1053]

1 The Debtors are the following entities (the last four digits of their respective taxpayer identification numbers follow in parentheses): Kaiser Gypsum Company, Inc. (0188) and Hanson Permanente Cement, Inc. (7313). The Debtors' address is 300 E. John Carpenter Freeway, Irving, Texas 75062.

- b. Objection Deadline: None stated.
 - c. Status: This matter is continued to September 20, 2018 at 9:30 a.m.
2. Debtors' Motion for Entry of an Order Requiring that Certain Documents Produced Pursuant to the Agreed Protective Order be Filed Under Seal [Docket No. 946].
- a. Related Pleadings:
 - i. *Agreed Protective Order Governing Confidential Information* [Docket No. 901]
 - b. Objection Deadline: May 29, 2018.
 - c. Status: This matter is continued to August 16, 2018 at 9:30 a.m.
3. Lehigh Hanson, Inc., Lehigh Southwest Cement Company, and Three Rivers Management, Inc.'s Motion to File Documents Under Seal [Docket No. 947].
- a. Related Pleadings:
 - i. *Agreed Protective Order Governing Confidential Information* [Docket No. 901]
 - ii. *Lehigh Hanson, Inc., Lehigh Southwest Cement Company, and Three Rivers Management, Inc.'s Memorandum of Law in Support of their Motion to File Documents Under Seal* [Docket No. 948]
 - b. Objection Deadline: May 29, 2018.
 - c. Status: This matter is continued to August 16, 2018 at 9:30 a.m.
4. Motion of the Official Committee of Unsecured Creditors for Entry of an Order Authorizing the Committee to Derivatively Assert Claims on Behalf of the Debtors' Estates [Docket No. 952].
- a. Related Pleadings:
 - i. *Objection of the Insurance Company of the State of Pennsylvania, Granite State Insurance Company, and Lexington Insurance Company to Motion of the Official Committee of Unsecured Creditors for Entry of any Order Authorizing the Committee to Derivatively Assert Claims on Behalf of the Debtors' Estates* [Docket No. 990]
 - ii. *Objection of Certain Insurers to the Motion of the Official Committee of Unsecured Creditors for Entry of any Order Authorizing the Committee to*

Derivatively Assert Claims on Behalf of the Debtors' Estates [Docket No. 1006]

iii. *Notice of Filing of Partially Unsealed Documents* [Docket No. 1009]

b. Objection Deadline: June 4, 2018 or as agreed with the UCC.

c. Status: This matter is continued to August 16, 2018 at 9:30 a.m.

5. Motion by the Oregon Department of Environmental Quality for Confirmation that Automatic Stay Does Not Apply to Applications for Entry of Consent Judgments, or, in the Alternative, Relief from the Automatic Stay for Cause [Docket No. 984].

a. Related Pleadings:

i. *Limited Objection to Oregon Department of Environmental Quality's Motion Regarding Application of Automatic Stay* [Docket No. 997]

ii. *Debtors' Objection to Motion by the Oregon Department of Environmental Quality for Confirmation that Automatic Stay Does Not Apply to Applications for Entry of Consent Judgments, or, in the Alternative, Relief from the Automatic Stay for Cause* [Docket No. 1000]

iii. *Joinder by Truck Insurance Exchange in Debtors' Objection to Oregon Department of Environmental Quality's Lift Stay Motion* [Docket No. 1008]

iv. *Joinder by Armstrong World Industries, Inc. in Motion by Oregon Department of Environmental Quality for Confirmation that Automatic Stay Does Not Apply to Applications for Entry of Consent Judgments, or, in the Alternative, Relief from the Automatic Stay for Cause* [Docket No. 1014]

v. *Joinder by Owens Corning in Motion by Oregon Department of Environmental Quality for Confirmation that Automatic Stay Does Not Apply to Applications for Entry of Consent Judgments, or, in the Alternative, Relief from the Automatic Stay for Cause* [Docket No. 1015]

vi. *Withdrawal by the Oregon Department of Environmental Quality of Motion for Relief from the Automatic Stay for Cause* [Docket No. 1056]

b. Objection Deadline: June 5, 2018.

c. Status: This matter is continued to August 16, 2018 at 9:30 a.m.

UNCONTESTED MATTERS GOING FORWARD

6. Debtors' Conditional Motion for Authority to Assume the Excess CIP Agreement [Docket No. 1074].
 - a. Related Pleadings: None.
 - b. Objection Deadline: July 26, 2018.
 - c. Status: This matter is going forward.

CONTESTED MATTERS GOING FORWARD

7. Motion of the Debtors, the Official Committee of Asbestos Personal Injury Claimants and the Future Claims Representative to Lift the Stay Pursuant to 11 U.S.C. § 362 as to Certain Asbestos Personal Injury Claims [Docket No. 881, AP Docket No. 30].
 - d. Related Pleadings:
 - i. *Scheduling Order on (1) Joint Motion for Relief from Stay, (2) Disclosure Statement, and (3) Court's Notice of Hearing* [Docket No. 895]
 - ii. *Objection of the Insurance Company of the State of Pennsylvania, Granite State Insurance Company, and Lexington Insurance Company to the Motion of the Debtors, the Official Committee of Asbestos Personal Injury Claimants and the Future Claims Representative to Lift the Stay Pursuant to 11 U.S.C. § 362 as to Certain Asbestos Personal Injury Claims* [Docket No. 903]
 - iii. *Objection to Motion for Relief from Stay* [Docket No. 904] and *Truck Insurance Exchange's Memorandum of Law in Support of its Opposition to the Motion of the Debtors, the Official Committee of Asbestos Personal Injury Claimants, and the Future Claims Representative to Lift the Stay Under 11 U.S.C. § 362 as to Certain Asbestos Personal Injury Claims* [Docket No. 916]
 - iv. *First State Companies' Response to Motion to Lift the Stay as to Certain Asbestos Personal Injury Claims* [Docket No. 906]
 - v. *Response of Certain Insurers to the Motion of the Debtors, the Official Committee of Asbestos Personal Injury Claimants and the Future Claims Representative to Lift the Stay Pursuant to 11 U.S.C. § 362 as to Certain Asbestos Personal Injury Claims* [Docket No. 907]

- vi. *Consolidated Reply of Debtors in Support of Joint Lift Stay Motion* [Docket No. 922, AP Docket No. 32]
 - vii. *Reply of the Official Committee of Asbestos Personal Injury Claimants and the Future Claims Representative and Reservation of Rights in Support of the Joint Motion of the Debtors, the Official Committee of Asbestos Personal Injury Claimants and the Future Claims Representative to Lift the Stay Pursuant to 11 U.S.C. § 362 as to Certain Asbestos Personal Injury Claims* [Docket No. 923, AP Docket No. 33]
 - viii. *Truck Insurance Exchange's Surreply in Opposition to Lift Stay Motion* [Docket No. 926]
 - ix. *Order Continuing Hearing on Joint Motion to Lift Stay* [Docket No. 966]
- e. Objection Deadline: April 20, 2018
 - f. Status: This matter is going forward.
8. Truck Insurance Exchange's Motion for an Order (I) Approving the Disclosure Statement, (II) Scheduling a Confirmation Hearing, and (III) Establishing Notice and Objection Procedures for Confirmation of Truck Insurance Exchange's Chapter 11 Plan [Docket No. 892].
- g. Related Pleadings:
 - i. *Scheduling Order on (1) Joint Motion for Relief from Stay, (2) Disclosure Statement, and (3) Court's Notice of Hearing* [Docket No. 895]
 - h. Objection Deadline: None set at this time.
 - i. Status: This matter is going forward as a status conference as set forth in Docket No. 895.

Requests for telephonic appearances should be directed to hearings@ncwd.net.

This, the 26th day of July 2018.

RAYBURN COOPER & DURHAM, P.A.

By: /s/ John R. Miller, Jr.
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